To Sell Property of Colored Normal at Greensboro.

THE PROPOSED R. R. LEASE

Private Stockholders Want it Handled as a Purely Business Proposi Increase of Pension Hell Over Last Year.

(Special to The Times-Dispatch.)

RALEIGH, N. C., Sept. 17.—Captain fohn Duckett, chief clerk in the office if the State Superintendent of Public nstruction, went to Salisbury last night of dispose of the property of the colored ormal school there, which was closed y the consolidation of normals ordered ast spring.

dents for the white and colored schools for the blind are arriving perted to be twenty-five or fifty than last year.

RAILROAD LEASE.

SITE OF OLD SURRY COURT

ted His License.

(Special to The Times-Dispatch.)
INSTON-SALEM, N. C., September
At the recent term of the Superior
tin Surry county, Mr. J. C. Buxton,
this city, made an examination of
e of the old records of the court
ch were made when Richmond, which
now located in this county, in old
amond township, was the county seat
surry. At the auggestion of Mr. Buxsurry. At the auggestion of Mr. Bux-

1787, and in the 12th year of America's independence, Andrew Jackson, Esq., a native of North Carolina, and afterwards twice elected President of the United States, presented his license from the Monorables Samuel Ashe and John Williams, two of the judges of the Superior Court of Law and Equity, authorizing and empowering him to practice as attorney in the several county courted of pleas and quarter sessions, within the State.

ate. "Present and presiding, George Hauzar,

"Present and presiding, George Hauzar, "Plesent and presiding, George Hauzar, William Hughlett and John Randleman, Esqrs. Here also, John Lewis Taylor, Esq., on the 12th day of May, 1788, in the 13th year of the indespendence of this State, presented, his license, authorising him to practice/as-an attornay, "Judge Taylor, was appeinted first chief justice of North Carolina at the Jahnury term of the Supreme Court of North Carolina in 1812. This stone is erected in the year 1903 by patriotic citizens who reside in the terfitory which originally comprised the county of Surry, who admire the distinguished American sodier and statesman, General Andrew Jackson, and the distinguished jurist, John Lewis Taylor, and who desire to perpetuate and preserve this apot as connected with important events, in the early career of these distinguished men."

Explosions—Man Missing—

(By Associated Press.)

ELIZABETH CITY. N. C. Sept. 12.—

Pire last night completely destroyed the steamer. Alms and the freight depot of the Norfolk and Southern Railroad, entailing a loss estimated at \$100.00. It is not known whether the fire started in the oil room of the steamer, which was alongside the whart, or in the freight from.

A deck hand is reperted missing.



material train, throwing ther

SHUT OUT NON-UNION CLERKS

of teh land, or the judgment of his peers."

The Court's View.

The court holds that "the statute under which this prosecution was had undertakes to problist and regulate and control the business of the defendant, and to prescribe ponnities for its violation, it is, therefore, both prohibitory and penal, in its character. The only authority of the States for enacting such legislation grows

is, therefore, both prohibitory and penal in its character. The only authority of the States for enacting such legislation grows out of its police power. The police power has been repeatedly held to pertain to the public safety, the public health or the public morals. It follows, therefore, that unless the ordinance in some way provides for the public safety, pertains to the public health or concerns the public morals, it is not a valid exercise of the public power. The courts of several States have held that such statutes so far as they prohibit the use of trading stamps are unconstitutional.

The court here quotes at great length from the Rhode Island chase of the State vs. Dalton as to the police power: We come then to the question whether the act before us is one which falls within the police power of the Legislature; for it is not, it is clearly an unlawful interference with private rights. Further on the court held in that case that, it is pertinent to observe that it is not enough to warrant the State in prohibiting a business that it is conducted by methods which do not meet with general approval. To hold otherwise, the court contended in that case would be equivalent to declaring that department stores were unlawful; and that it would be with the State's police power to prohibit them.

No Lottery Element. doe in the seritory which originally comprised the county of Surry, who admission the distinguished American soldier and satesman, General Andrew Jackson, and the delignment of the boundary of the States and S

Second-Hand "Estey" Parlor Organ, \$18.00 Cash. Second-Hand "Pollock" Chapel Organ, \$15.00 Cash

fixed. It further says:

Everything Legilimate.

"We find nothing in the contract between Sperry and Hutchinson Company and the detendant, nor the transaction with customers in pursuance of such contract that is not a legilimate exercise of one's right to prosecute his business in his own way. Indulging every possible presumption in favor of the validity of the statute now under consideration, we are constrained to the conclusion, upon reason and authority, that it is not a walld exercise of legislative power. It attempts to prohibit and restrain the dotempts to prohibit and restrain the do-fendant in the lawful prosecution of a lawful business."

The court further holds that the statute is unequal in its operation and purpose because it does not give to all classes of merchants the same protection and rights eenth amendmen, as being class legisla-

"the judgment complained must be re-versed, and this court will enter such judgment as the Circuit Court should lischarging the defendant from custody.

fers an injury to the proximate cause and not to the remote cause. The decree appealed from is affirmed. Geili vs. Geill.

Geili vs. Geill.

In the cause of Geill vs. Geill, from the Circuit Court of RockIngham, Jidge Harrison writes the opinion of the court, which reverses the judgment of the low, and the cause for Truther hearing.

The case involves the sufficiency of the acknowledgment of Rebecca Geill to a deed dated September 29, 1871, from Henry Geill and wife to Jacob Goill. This case of the court of the case of the nearly sufficient of a deed given by Geill and wife to Jacob Goill. The court helps wife, Rebecca Geill. The court helps wife, Rebecca Geill. The court helps that the certificate substantially compiles with the law and that its prime object has been accomplished and the young the sufficient of the court may be acknowledgment of the court may be constructed the declined and the worthy of more serious consideration. The court merely follows the liberal rule of construction.

Lusk vs Pel'er & Co.

THE VOTE IN AMHERST

various candidates in the

D. Davis. A county Democratic Executive Commit-tee was elected in this primary and thir-teen anti-Campbell men were chosen out of a total of 16.

MECKLENBURG TICKET

and Declare Nominees.

BIG RUN ON STORES

nning the year's work.

by teachers of their pupils, who are just beginning the year's work.

Yesterday was the occasion for the parents to show their hand. On Tuesday and Wednesday pupils were registered and given the list of books they were to get. Then came the call for prompt action on the part of parents. In most cases, of course, in the white schools the books are forthcoming with all the propriet schools. It is several days always before all of the colored pupils with the propriet schools. It is several days always before all of the colored pupils get their books. Parents who are washwormen have to wait sometimes until the end of the week before they can get the money with which to buy the books. Threats to make the darkeys loave school has no effect. That is just what most of the chocolate colored youngsters want to do. But as a rule colored parents want their children to know how to read and write and get along well in school and they are often willing to half kill themselves with work to enable them to buy the needed books, oftentimes also stinting themselves necessary fool and clothins.

By Monday the machinery of the schools will be in fine working trim.

Eare vs. Williams.

In the case of Bare vs. Williams, from the Circuit Court of Hockbridge, Judge Wiltite dillvers the onion of the court. Affirming the decree of the lower court. This is a sult in equity, wherein Williams asked, and was Branied, a perpetual injunction to restrain Bare from going upon his land. Bare owned farms on the north and on the south of the Williams farm, and asserted that there was a public road through the land bought by Wilsiams. Williams asserted that the lant dwas fenced, and that there was no sign of public road threen or across when he bought the property.

The court reviews the lestimony in some detail and then holds: "The burden of proof in the case rests upon appoint to sustain his contention that the road in question is a public highway, and contention that the road of establish that fact with that degree of certainty which the law demands. It, a coursel maintain, the road in question is a public necessity, the public may concern it in a proper processing the proper processing the proper processing the proper processing the procesing the processing the processing the processing the processing t

By virtue of a certain deed of trust, dated higust 1, 1899, and recorded in the Hendeo County Court, clerk's office, in Deed Sook No. 138 B, page 105 default having seen made in the payment of a portion

WARE, DRY GOODS, RUGS, LEATHER ETC., AT AUCTION.

For and on account of whom it may concern, I will seil at my auction-house at 10:30 A. M.

MONDAY, SEPT. 21, 1903.

1 new (handsome) Clear Show Case. 3 barrels and 8 crates Hardware, 2 harrols Classware, 1 case Shoes, 50 rolls Wrappins Paper, 12 Quilts, new Drugsels and Rugs, 50 hides of Leather, Dry Goods, etc.

A. R. MAYO, Proprietor.

Geo. H. Valentine and A. F. Montgomery, Salesmen.

By Edward S. Rose Company, Roal Estate Auctioneers.

Real Estate Auctioneers.

A UCTION SALE OF FRAME DWELLING NO. 516 SOUTHWEST CORNER
OF CHURCH STREET AND MAIDEN
LANE.
ON WEDNESDAY, THE 23D DAY OF
SEPTEMBER, 1903, at 5 o'clock P M., I
will sell by auction, upon the premisesthe dwelling above numbered. The lot has
a front of 20 by 190 feet. You have here an
opportunity offered to become the possessor of a good corner property.
TERMS—AL sale.
FRANK A. BLILEY, Executor.
Sept 18-1ds
FOR SALE.

J. THOMPSON BROWN & CO.

GETLOANS on your CITY PROPERTY from MCVEIGH & GLINN.

80 **CHURCH HILL**

LOTS

At Auction To the Highest Bidder

THREE SUBURBAN TRACTS

Thursday, September 17, at 5 P. M

J. Thompson Brown & Co., Auctioneers.

WM. I. CLOPTON, Special Commissioner,

The bond required of the Special Commissioner in the above styled suit has been duly given.

B. H. FLOURNOY, Clerk, sept 17,18,19,20&22

By Pollard & Bagby and R. B. Chaffin & Co., Incorp., Real Estate Auctioneers. COMMISSIONERS AUCTION SALE
OF
VALUABLE STORE AND DWELLING
PROPERTY. SITUATED NORTHEAST CORNER OF CHURCH HILL
AVENUE AND TWENTY-THIRD
STREET; ALSO,
BRICK STORE ON WEST SIDE OF
SEVENTEENTH OR MARKET
STREET, BETWEEN MAIN
AND FRANKLIN STREETS,
NO. 10,

TERMS—At sale, BLILEY, Executor, PRANK A. BLILEY, Executor, Edward S. Rose Company, Auctioneers, sept 18-tds

FOR SALE.

PARE CHANCE!

Several Pieces of West Broad Street Property for Sale.

R. B. CHAFFIN & CO., Inc., No. I North Tenth Street, Property for Sale.

R. B. CHAFFIN & CO., Inc., No. I North Tenth Street, Property for Sale.

FOR RENT.

HERE IT IS!

\$400 MODERN SEMI-DETACHED AND TWENTY-THIRD STREET. The 200 feet of east line of Twenty-third Street, and the control of the control of the Council of the purpose, will sell by auction, on the premises, on AT 4:30 F. M.:

1. The three-story brick Biore and dwelling NO. 10 N. BEVENTEDINTH OR MARK KET STREET. Lot 2028 feet.

2. And at 5 O'CLOCK P. M. ON SAME DAY, large two-story frame store and dwelling, situated at the NORTHEAST CONNER OF CHURCH HILL AVENUE AND TWENTY-THIRD STREET. The 2028 feet on northside Church Hill. AVENUE and 0 feet on east line of Twenty-third Street.

TERMS—One-third cash, balance at 6 and 12 months, the credit payments to large of the Law and decree of the Law and Equity Court of the City of Richmond, entered March 18th, 1903, in suit of Lizzle entered March 18th, 1903,

I, P. P. Winston, clerk of said court, certify that the bond required of the Special Commissioners by the decree in said cause of March 13, 1903, has been duly given.

Given under my hand this 12th day of September, 1903.

P. P. WINSTON, Clerk. sant 16-tds

Geo. W. Mayo Auctioneer, 1205 East Main Street.

ARGE LOT OF FURNITURE ES, CARPETS, MATTING, ETC UCTION,

OUTSIDE SHOW CASES, ROLLER TOP DESK, FURNITURE FEATH ERS, PICTURES, STOVES, ETC., A AUCTION.

Ladies invited to attend sale. GEO. V. OLIVER, Salesman

Geo. W. Mayo, Auctioneer, 1205 East Main Street. Men's clothing, hats, notions, etc., at auction.

I will sell at my auction-house at 10:30 A. M.
FRIDAY, SEPT. 18, 1903,
Men's Coals, 64 Pair Pants, Top Shirts,
Svotions, etc.
Notions, etc.

Notions, etc. A. R. MAYO, Proprietor.

By The Valentine Auction Co., 612 East Broad Street. Large and Attractive Auction of Well Kept Household Furniture, Carpets, Rugs,

Pictures, &c. AT OUR AUCTION WAREROOMS, 62 B BROAD STREET, THIS (FRIDAY) MORNING, SEPTEMBER 18TH, AT 40:30 OCLOCK.

AUCTION SALES-FUTURE DAYS.

the care of S. B. Ginn, Trustee, plainting against John G. Bromell & als, defendants, one entered on June 2, 1899, and the other on May 6, 1908, the undersigned Special Commissioners will sell at public auction at the front door of Henrico County Courthouse on MONDAY, SEPT. 21, 1908, at 12 o'clock M., a certain valuable tract of land, containing 12 acres with a frame dwelling and other improvements thereon, in Henrico county, on Charles City Road, about ten miles from Richmond, recently occupied by John G. Bromell.

from Richmond, recently occupied and a from Richmond, recently dash, the balance in 5, 12 and 18 months, evidenced by notes; the illie retained until the entire purchase money shall have been paid and a conveyence ordered by the court.

P. A. SMTH.

CONWAY R. SANDS,
Special Commissioners.

In the Clerk's Office of the Circuit Cours of the County of Henrico:
S. B. Ginn, trustee, plantiff, againss John G. Bromell et als, defendants.
I, John E. Broaddus, clerk of said court, do certify that the bond required of the Special Commissioners by the deeree rendered in said cause on the 5th day of May, 193, has been given.
Given under my hand as clerk of said court this 5th day of September, 193, gept 18

By Edward S. Rose Company,
Real Estate Auctioneers.

TRUSTEES AUCTION SALE OF
BRICK DWELLING
NO. 1100 NORTH SECOND STREET.

NO. 1100 NORTH SECOND STREET.

By virtue of a certain deed of trust, dated Soptember last 1885 of record in the clerk's office, Richmond Chancery Court, D. B. 131 C, page 48, default having been made in the payment of the debt thereby recured, and being required by the beneficiary so to da we will sell by auction, upon the premises DAY OF SEPT. 1909. at 5 o'clock P. M. the property numbered as above, The lot has a front of 20% feet. more or less, and extending back on its southern line 5 feet. Dy ha diagonal line 18 feet more or less, having a width on its rear line of 5 feet, more or less, the more or less, the more or less, the more or less, more or less, the more or less, having a width on its rear line of 5 feet, more or less, with interest thereon from September 1st, 1933, till paid; the residue as may be named at time of an employed ROSE, ROSE, sept 18-tds